R. Dis File No. 9 (25-)

1939.

Collection No.

15

Resident's Office

Bangalore

(43)

19/7/67 mas 19/7

Pros. / Serial Nos. 1 – 9

(12) P

Subject.

Grant of Succession Certificate in favour of Ratnamma and another by next friend G. Narayana, in the matter of the Estate of late C.S. Subramanya Iyer.

Previous References.

Later References.

1A

16/10/46

S. 97.—(Blue).

MFP—1187 S&P—(M-2104)—21-3-39—70,000.

CORRESPONDENCE.

S.N.1

IN THE COURT OF THE HON'BLE THE RESIDENT IN MYSORE, BANGALORE.

OFFICE OF THE RESIDENT BANGALORE. No. 11,151

R.O.F. NO. 9(25) OF 1939.

In the matter of the Estate of C.S.Subramanya Iyer, deceased.

Petitioners:-

1. Ratnamma, daughter of C.S.Subramanya Iyer (deceased) aged 6 years.

2. Shantamma daughter of C.S.Subramanya Iyer (deceased) aged 4 years and 6 months, both minors by next friend and grandfather G.Naranappa, son of Late Munisamiya, 51 years, resident of Gangapur, Huthur hobbli, Kolar Taluk.

Under Section 382 of the Indian Succession Act XXXIX of 1925, the petitioners abovenamed beg to state as follows:-

1. That the address of the petitioners for service of notices etc is as given above.

2. That the said C.S.Subramanya Iyer diedon 6th July 1939 at his residence at Chamarahalli jodi village, Huthur, Hobli, Kolar taluk, Mysore-State.

3. That the deceased left behind him the following relatives:-

(a). Brother by name C.S.Ramaiah, aged about 53 years, residing at Chamarahalli Jodi village, Huthur hobli, Kolar taluk.

(b). Daughter: Ratnamma } (Petitioners)

(c). Daughter: Shantamma }

4. That the petitioners being the only daughters of the deceased claim to be entitled to the certificate under the provisions of this Act as their mother Seethamma too having predeceased their father.

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5. The deceased Subramanya Iyer died intestate.

6. That there is an endowment Policy of life Insurance on the life of the deceased in the National Insurance Company Ltd: Calcutta, which has matured by the death of the Insured and the particulars in respect of which certificate is prayed for are set-out in the schedule annexed hereunto.

7. That the petitioners having made an application for grant of Succession certificate under section 11 of the Succession Certificate Regulation 1901 in the Court of the Munsiff, at Kolar in Miscellaneous No.95 of 1939-40 and having obtained the same on 14-10-1939 for the collection of the amount due to the insured and the same having becoming not acceptable by the said National Insurance Company Ltd: Calcutta as it having not been obtained from a British Indian Court, the petitioners have come up before this Hon'ble Court to get the required Succession Certificate which would be acceptable to the National Insurance Company Ltd, abovesaid.

8. That no application for the grant of any Succession certificate in respect of the aforesaid Policy amount has been made by any other body in any Court in British India so far and there is no impediment under Section 370 or under any other provision of this Act to the grant of the Certificate to the petitioners or to the validity thereof if it were granted.

Wherefore the petitioners pray for grant of the Succession Certificate authorising them to collect the debt mentioned in the schedule hereunder.

SCHEDULE. Debt due to the estate of the deceased.

Sl.No.	Name of the debtor	Amount of debt including interest on date of appli:	Description & date of instrument if any by which the debt is secured.
1.	The National Insurance CO: Ltd: Calcutta.	Rs.1082/-/-	Due on policy No.67195 dated 5-2-1931.

BANGALORE.

Next friend

4

IN THE COURT OF THE HON'BLE THE RESIDENT IN MYSORE, BANGALORE.

R.O.F. No. of 1939.

In the matter of the estate of the deceased C.S. Subramanya Iyer.

Petitioners:- Ratnamma (1) Daughters of C.S. Shantamma (2) Subramanya Iyer (deceased).

AFFIDAVIT.

I, B.R. Venkatesa Iyer, son of late Mr. Ramaiyer, aged 28 years, Hindu by caste, merchant by occupation, residing at Subedar Chatram Road, Bangalore City do solemnly and sincerely affirm and state as follows:-

2. That the proposed guardian G. Naranappa as next friend for the minor petitioners in the above case is a proper and fit person to act as next guardian.

3. The minor petitioners are living under the care of the proposed guardian he being the minors grand father.

4. The proposed guardian has no interest adverse to that of the minors.

B. R. Venkatesa Iyer

Solemnly affirmed before me.

1/11/39.

S.N.7.

Jan 1940

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Bangalore, Dated, 21st February 1940

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No. Kol 1139 Encl 1
Cts 96-38

F 9(25) 39

From

The *Secretary to the Government of His Highness the Maharaja of Mysore.*
Law Department

OFFICE OF THE HON'BLE THE RESIDENT IN MYSORE, BANGALORE.
22 FEB. 1940
Diary No. 2018
File No.

To

The Secretary to the Hon'ble the Resident in Mysore,
Bangalore.

Sir,

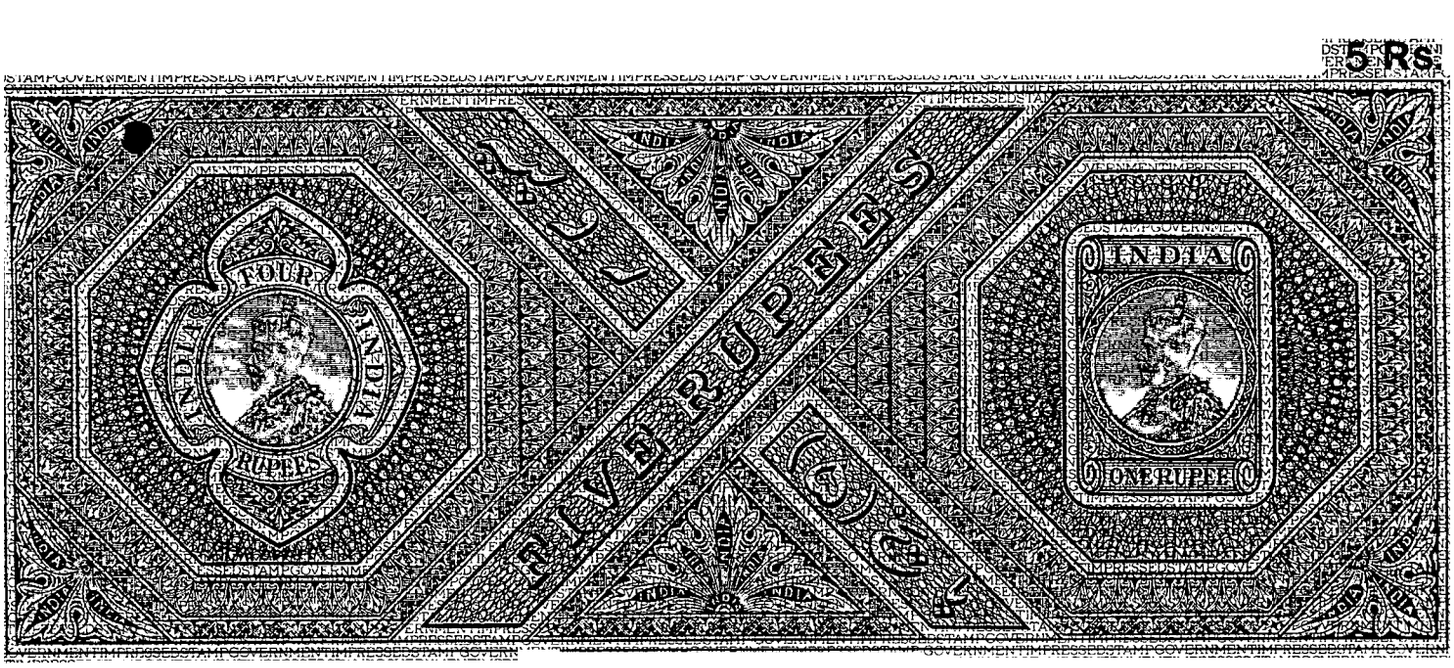
With reference to your letter No.R.Dis. F 9(25)-39/Judl. Dated the 17th January 1940 regarding the succession certificate in the matter of the estate of C.S.Subrahmanya Iyer, I am directed to forward herewith the Security bond executed by Mr.G.Naranappa and Mr.G.S.Shama Iyer (Surety).

The surety is reported to be solvent and acceptable.

I have the honour to be,
Sir,
Your most obedient servant,

M.K.Varadaraj Urs
for Secretary to Government,
Law Department.

mk.



ಕರ್ನಾಟಕ ಸರ್ಕಾರ

BEFORE THE HON'BLE THE RESIDENT IN MYSORE AT BANGALORE

Application in R.Dis.No.F.9(25) of 1939 for a certificate under Section 372 of the Indian Succession Act,1925(Act XXXIX of 1925), in the matter of the estate of C.S.Subramanya Iyer who was ordinarily residing at Gangapur Hudi village Huthur Hobli,Kolar Taluk now deceased.

Applicants.

1. Rathnamma,
daughter of C.S.Subramanya Iyer,
2. Shantamma,
daughter of C.S.Subramanya Iyer,
both minors by next friend G.Naranappa, son of late Munisamaiya, resident of Gangapur,Huthur Hobli,Kolar Taluk.

KNOW all men by these presents that we(1) G.Naranappa son of Munisamaiyya, applicant's next friend and (2) C.S.Shamaiyer son of C.K.Subbaiyya, Surety, are jointly and severally bound to the British Resident in Mysore for the time being, in the sum of Rs.1082/- (Rupees One thousand and eighty two only) to be paid to the said British Resident in Mysore, for which payment to be made we bind ourselves and each of us, in the whole, and each of our heirs, executors, and administrators, jointly and severally.

Dated this Sixth day of February 1940

Witness to the signature of C.S.Shamaiyer

NOW the condition of the above written bond is such that if the said G.Naranappa the grantees next friend, shall within one year from the grant to the applicants of a certificate under the Indian Succession act, 1925, exhibit in the office of the said British Resident in Mysore, a full and true account of all moneys received on account of the estate of the late C.S.Subramanya Iyer of the value of Rs.1082/- and shall deliver and pay the same unto such person or persons as shall be lawfully entitled thereto, then the above bond shall be void and of no effect, otherwise, it shall remain in full force.

Date 6.2.1940.

Witnesses.

1. Sd/- [illegible]
Asst. Board Hon'ble Kolar

2. Sd/- [illegible]
Taluk Sheristadar

Signature of applicant's next friend

Sd/- C.S.Shamaiyer for G.S.h.Kuki

Signature and address of Surety

Sd/- [illegible]

THE HONBLE THE RESIDENT'S TREASURY
No.
11 FEB 1940
BANGALORE